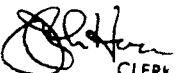


FILED

AUG 01 2013

  
CLERK

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

PCL CONSTRUCTION SERVICES,  
INC., a Colorado corporation,

Plaintiff,

vs.

B&H CONTRACTORS OF SOUTH  
DAKOTA, INC., a South Dakota  
corporation,

Defendant and  
Third-Party Plaintiff,

vs.

GEORGE FISCHER, INC.;  
GEORGE FISCHER SLOANE, INC.;  
CENTRAL STATES INDUSTRIAL  
SUPPLY, INC.; and  
CPI SALES, INC., collectively d/b/a  
Central States Group,

Third-Party Defendants.

CIV. 11-4035-KES

ORDER OF DISMISSAL

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B&H CONTRACTORS OF SOUTH  
DAKOTA, INC., a South Dakota  
corporation,

Plaintiff,

vs.

GEORGE FISCHER, INC.;  
GEORGE FISCHER SLOANE, INC.;  
CENTRAL STATES INDUSTRIAL  
SUPPLY, INC.; and  
CPI SALES, INC., collectively d/b/a  
Central States Group,

Defendants.

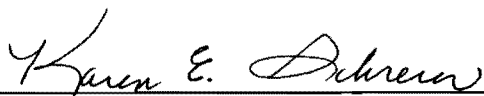
Civ. 10-4076

The court has been advised the parties resolved their dispute at a mediation held on July 15, 2013. Therefore, it is

ORDERED that this action is hereby dismissed with prejudice and without costs, each party to pay their own costs. Any party, on good cause shown on or before September 15, 2013, may move to vacate this Order of Dismissal and reopen this action if settlement is not consummated. The Court also retains ancillary jurisdiction to enforce all settlement agreements entered into by the parties and their representatives. *See Harris v. Arkansas State Highway and Transp. Dep't.*, 437 F.3d 749 (8<sup>th</sup> Cir. 2006).

Dated August 1, 2013.

BY THE COURT:

  
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KAREN E. SCHREIER  
UNITED STATES DISTRICT JUDGE